



RCE 27W
PATENT

I hereby certify that on the date specified below, this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

April 1, 2005
Date

Carolyn L. Ross
Carolyn L. Ross

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/652,993

Confirmation No. : 4012

Applicant : Vishnu K. Agarwal

Filed : August 31, 2000

Attorney Docket No. : 501082.04

Art Unit : 2815

Customer No. : 27,076

Examiner : Jose R. Diaz

Title : DEVICE AND METHOD FOR PROTECTING AGAINST OXIDATION OF A CONDUCTIVE LAYER IN SAID DEVICE

REQUEST FOR CONTINUED EXAMINATION (RCE)
UNDER 37 C.F.R. § 1.114

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant requests continued examination, under 37 C.F.R. § 1.114, of the above-identified application.

1. Submission Required Under 37 C.F.R. § 1.114

a. Submission previously submitted

- i. Consider the amendment/reply under 37 C.F.R. § 1.116 previously filed on September 8, 2004.
- ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
- iii. Consider the Information Disclosure Statement (IDS) previously filed on _____.

b. Submission enclosed

- i. Amendment/Reply
- ii. Affidavit(s)/Declaration(s)
- iii. Information Disclosure Statement (IDS)

2. Suspension of Action (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required)

Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ___ months.

3. Accompanying Papers

- Postcard
- Check
- Fee Transmittal Sheet
- Petition

4. Deposit Account

The Commissioner is authorized to charge any additional fees required or credit any overpayment to Deposit Account No. 50-1266.

Respectfully submitted,

Date: April 1, 2005

By: Marcus Simon
Marcus Simon
Reg. No. 50,258
Customer No. 27,076
Dorsey & Whitney LLP
1420 Fifth Avenue, Suite 3400
Seattle, WA 98101
(206) 903-8787
Attorney for Applicant



Effective on 12/08/04

FEE TRANSMITTAL SHEET (FY 2005)

Applicant claims small entity status (see 37 C.F.R. 1.27)

METHOD OF PAYMENT (Check One)

The Director is hereby authorized to charge any additional fee required under 37 C.F.R. §§ 1.16 and 1.17 and 1.136(a)(3) and credit any over payments to Deposit Account No. **50-1266**; Deposit Account Name: **DORSEY & WHITNEY LLP**.

Check Enclosed.

Extra Claim Fees

Current Claims	Prior	Extra	Fee	Fee Paid
Total	- 20	=	x \$	= \$ 0
Ind.	- 3	=	x \$	= \$ 0
Multiple Dependent Claims			x \$	= \$
				Subtotal (Extra Claims) \$ 0

Petition Fee Under 37 CFR 1.17(f), (g), & (h)

Enclosed is a Petition filed under 37 CFR as indicated below:

<input type="checkbox"/> Petition Fee under 37 CFR 1.17(f)	Fee \$400
§ 1.53(e) to accord a filing date.	
§ 1.57(a) to accord a filing date.	
§ 1.182 for decision on a question not provided for.	
§ 1.183 to suspend the rules.	
§ 1.378(e) for reconsideration of decision on petition refusing delayed payment of maintenance fee in expired patent.	
§ 1.174(b) to accord a filing date to an application under § 1.740 for extension of patent term.	
<input type="checkbox"/> Petition Fee under 37 CFR 1.17(g)	Fee \$200
§ 1.12 for access to an assignment record.	
§ 1.14 for access to an application.	
§ 1.47 for filing by other than all inventors or person not the inventor.	
§ 1.59 for expungement of information.	
§ 1.103(a) to suspend action in an application.	
§ 1.136(b) for review of a request for ext. of time when § 1.36(a) not avail.	
§ 1.295 for review of refusal to publish a statutory invention registration.	
§ 1.296 to withdraw a req. for pub. after notice of intent to publish issued.	
§ 1.377 for review of decision refusing to accept a maintenance fee filed prior to expiration of a patent.	
§ 1.550(c) for request for ext. of time in <u>ex parte</u> reexam. proceedings.	
§ 1.956 for request for ext. of time in <u>ex parte</u> reexam. proceedings.	
§ 5.12 for expedited handling of foreign filing license.	
§ 5.15 for changing the scope of a license.	
§ 5.25 for retroactive license.	
<input type="checkbox"/> Petition Fee under 37 CFR 1.17(h)	Fee \$130
§ 1.19(g) to request documents in a form other than provided in this part.	
§ 1.84 for accepting color drawings or photographs.	
§ 1.91 for entry of a model or exhibit.	
§ 1.102(d) to make an application special.	
§ 1.138(c) to expressly abandon an application to avoid publication.	
§ 1.313 to withdraw an application from issue.	
§ 1.314 to defer issuance of a patent.	

Complete if Known					
Application No.			09/652,993		
Filing Date			August 31, 2000		
First Inventor			Vishnu K. Agarwal		
Group Art Unit			2815		
Examiner Name			Jose R. Diaz		
Atty. Docket Number		501082.04			
METHOD OF PAYMENT (Check One)					
FEE CALCULATION (Continued)					
3. ADDITIONAL FEES					
Large Entity Fee	Small Entity Fee	Fee Description			
50	25	Surcharge - late provisional filing fee or cover sheet			
130	65	Surcharge – Late nonprovisional filing fee or oath			
180	180	Submission of IDS			
40	40	Recording each patent assignment per property (times number of properties)			
120	60	Extension for reply within first month			
450	225	Extension for reply within second month			
1,020	510	Extension for reply within third month			
1,590	795	Extension for reply within fourth month			
2,160	1,080	Extension for reply within fifth month			
790	395	Submission After Final 1.129			
500	250	Notice of Appeal			
500	250	Filing a brief in support of an appeal			
1,000	500	Request for oral hearing			
130	65	Terminal Disclaimer Fee			
800	400	Design Issue Fee			
790	395	Request for Continued Examination (RCE)	\$790		
130		Request for voluntary publication or republication			
500	250	Petition to Revive – unavoidable			
1,500	750	Petition to Revive – unintentional			
200		Filing for patent term adjustment			
400		Request for reinstatement of term reduced			
1,120		Extension of term of patent			
OTHER FEE (specify)			\$		
Subtotal (Additional Fees)			\$790		
Total Amount of Payment:			\$790		

Submitted by:

CUSTOMER NUMBER 27,076	DORSEY & WHITNEY LLP	1420 Fifth Avenue, Suite 3400 Seattle, WA 98101-4010 (206) 903-8800 phone / (206) 903-8820 fax
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Name: Marcus Simon	Reg. No.: 50,258
Signature:	Date: April 1, 2005